



**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Attn: **Mail Stop Missing Parts**

Jean DE RIGAL et al.

Application No.: 10/743,455

Filed: December 23, 2003

Docket No.: 118111

For: COSMETIC COMPOSITIONS AND CONTRAST CARDS FOR CHARACTERIZING THEM

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
WITH DECLARATION AND TRANSLATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted (copy attached) mailed on July 26, 2004, submitted herewith is the executed Declaration of the inventors and a Power of Attorney. Any necessary Designation of Ten Attorneys for Power of Attorney or Transmittal of Power of Attorney and Statement Under 37 C.F.R. §3.73(b) is also attached. Also submitted herewith is, upon information and belief, an accurate translation of the application. Any specification attached to and referenced in the Declaration is a copy of the specification and any amendments thereto which were filed in the Office in order to obtain a filing date for the application.

☒ A preliminary amendment is also attached.

|  | (Column 1)                         | (Column 2)                      | (Column 3)    | SMALL ENTITY |           | OTHER THAN A SMALL ENTITY |           |
|--|------------------------------------|---------------------------------|---------------|--------------|-----------|---------------------------|-----------|
|  | CLAIMS REMAINING AFTER TRANSLATION | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE         | ADD'L FEE | RATE                      | ADD'L FEE |
| TOTAL CLAIMS   | *38 MINUS                          | **20                            | = 18          | x 9          | \$        | x 18                      | \$ 324    |
| INDEP CLAIMS   | *5 MINUS                           | ***3                            | = 2           | x 43         | \$        | x 86                      | \$ 172    |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |                                    |                                 |               | + 145        | \$        | OR +290                   | \$        |
|  |                                    |                                 |               |              | \$        |                           | \$ 496    |

\* If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

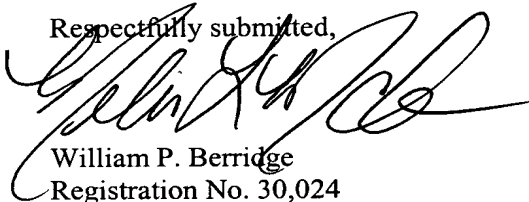
The "Highest Number Previously Paid For" in this space (Total or Independent) is the highest number found from the equivalent box in Column 1 of a prior Amendment or the number of claims originally filed.

Attached is our Check No. 158716 for ☒\$756.00 ☐\$195.00 (entitlement to small entity status is asserted) for the fee under 37 C.F.R. §1.16(e) and §1.17(i) and any excess claim fees noted above.

Entry of these documents should complete all of the filing formalities and fully satisfy all requirements of the Notice to File Missing Parts. Examination and allowance of this application in due course are respectfully solicited.

The Commissioner is hereby authorized to charge any additional fee (or credit any overpayment) associated with this communication to Deposit Account No. 15-0461. Two duplicate copies of this paper are attached.

Respectfully submitted,



William P. Berridge  
Registration No. 30,024

Melanie L. McCollum  
Registration No. 40,085

WPB:MLM/jam

Date: September 21, 2004

**OLIFF & BERRIDGE, PLC**  
**P.O. Box 19928**  
**Alexandria, Virginia 22320**  
**Telephone: (703) 836-6400**

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|--|
| <p>DEPOSIT ACCOUNT USE<br/>AUTHORIZATION<br/>Please grant any extension<br/>necessary for entry;<br/>Charge any fee due to our<br/>Deposit Account No. 15-0461</p> |
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**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of

Jean DE RIGAL et al.

Group Art Unit: Unknown

Application No.: 10/743,455

Examiner: Unknown

Filed: December 23, 2003

Docket No.: 118111

For: COSMETIC COMPOSITIONS AND CONTRAST CARDS FOR CHARACTERIZING THEM

**SUBMISSION OF TRANSLATION OF PROVISIONAL APPLICATION**

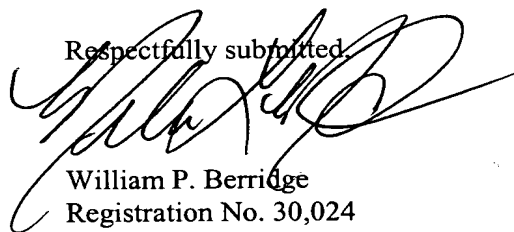
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR 1.78 (a)(5), attached is a translation of Provisional Application No. 60/439,798 filed on January 14, 2003. Upon information and belief, the translation is an accurate English translation of the provisional application as filed.

In addition, attached is a Preliminary Amendment amending the specification to contain a reference to the provisional application.

Respectfully submitted,



William P. Berridge  
Registration No. 30,024

Melanie L. McCollum  
Registration No. 40,085

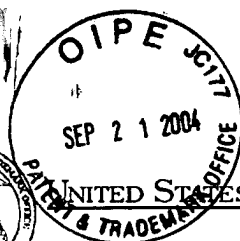
WPB:MLM/jam

Attached:  
Translation of Provisional Application  
Preliminary Amendment

Date: September 21, 2004

OLIFF & BERRIDGE, PLC  
P.O. Box 19928  
Alexandria, Virginia 22320  
Telephone: (703) 836-6400

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| DEPOSIT ACCOUNT USE<br>AUTHORIZATION<br>Please grant any extension<br>necessary for entry;<br>Charge any fee due to our<br>Deposit Account No. 15-0461 |
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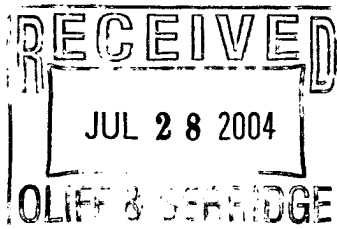


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/743,455         | 12/23/2003             | Jean De Rigal         | 118111                 |

25944  
OLIFF & BERRIDGE, PLC  
P.O. BOX 19928  
ALEXANDRIA, VA 22320



CONFIRMATION NO. 8148

## FORMALITIES LETTER



\*OC000000013331668\*

Date Mailed: 07/26/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/22/2004 LWONDIH1 00000025 10743455

FILED UNDER 37 CFR 1.53(b)

|            |           |
|------------|-----------|
| 01 FC:1202 | 324.00 DP |
| 02 FC:1201 | 172.00 DP |
| 03 FC:1051 | 130.00 DP |
| 04 FC:1053 | 130.00 DP |

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch). See Figures(s) 3.

- The drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 7, Table 1.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$260** for a Large Entity

- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY